IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA

WESTERN DIVISION

No. 5:22-cv-00090-M

DIANNE K. PARKER,

Plaintiff.

VS.

CARVANA, LLC, BRIDGECREST ACCEPTANCE CORPORATION,

Defendants.

DEFENDANTS CARVANA, LLC AND
BRIDGECREST ACCEPTANCE
CORPORATION'S MOTION TO
COMPEL ARBITRATION AND
DISMISS (OR STAY) CASE

Defendants Carvana, LLC ("Carvana") and Bridgecrest Acceptance Corporation ("Bridgecrest," and together with Carvana, "Defendants"), through undersigned counsel, and pursuant to the Federal Arbitration Act, 9 U.S.C. §§ 2 -4, submit this Motion to Compel Arbitration and Dismiss (Or Stay) Case.

In support of this Motion, Defendants show the Court the Declaration of Jordan Firman filed contemporaneously with this motion, including all exhibits thereto, and the accompanying memorandum of law.

WHEREFORE, Defendants Carvana, LLC and Bridgecrest Acceptance Corporation pray the Court as follows:

- 1. That the Court enter an Order granting this motion and compelling the parties to arbitrate their dispute, with the duty on Plaintiff to initiate the arbitration process pursuant to the arbitration agreement;
- 2. That the Court dismiss this action without prejudice, or in the alternative, stay this action, pending the completion of the arbitration; and
- 3. That the Court grant such other and further relief as the Court may deem just and proper.

Respectfully submitted this 2nd day of May, 2022.

/s/Ashia Crooms-Carpenter

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Attorney for Defendants Carvana, LLC and Bridgecrest Acceptance Corporation

CERTIFICATE OF SERVICE

I, Ashia Crooms-Carpenter, hereby certify that, on May 2, 2022 a true and correct copy of the foregoing was served upon Ralph T. Bryant, Jr. using the Court's CM/ECF System:

Ralph T. Bryant, Jr. 313 Clifton St., Suite F Greenville, NC 27858 ralphbryant@ralphbryantlawfirm.com

Attorney for Plaintiff

This 2nd day of May, 2022.

/s/Ashia Crooms-Carpenter Attorney for Carvana, LLC and Bridgecrest Acceptance Corporation